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#13

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
A.P. Shepherd, et al.

Serial No.: 07/313,911

Filed: February 23, 1989

For: METHOD AND APPARATUS
FOR DIRECT MEASUREMENT
OF HEMOGLOBIN SPECIES IN
WHOLE BLOOD

S
S Group Art Unit: 255
S Examiner: R. Rosenberger
S Atty. Dkt.: UTSK:097/DAF

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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated September 27, 1990 which rejected claims 1-15. Furthermore, Applicants' Rule 116 Amendment of January 25, 1991 has been entered canceling claims 13-15. Applicants hereby identify claims 1-12 as the appealed claims which Applicants intend to contest.

An extension of time to respond to the Final Rejection was provided in the Advisory Action dated February 4, 1991. In addition, Applicants hereby request an additional one (1) month extension under 37 C.F.R. § 1.136. Attached is a petition for an additional one (1) month extension of time to and including February 27, 1991. The fees for: (1) a one month extension of time

in the amount of \$50; and (2) a Notice of Appeal in the amount of \$120, are enclosed (small entity). The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment, to Arnold, White & Durkee Deposit Account No. 01-2508/UTSK:097/DAF. **One additional copy of this Notice is enclosed herewith.**

Please return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



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Date: 2/27/91

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